



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

10/781,621

02/20/2004

Shigeo Konuma

08830.0011

4117

22852

7590

06/11/2008

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER
LLP

901 NEW YORK AVENUE, NW
WASHINGTON, DC 20001-4413

EXAMINER

ABDUL-ALI, OMAR R

ART UNIT

PAPER NUMBER

2178

MAIL DATE

DELIVERY MODE

06/11/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/781,621	Applicant(s) KONUMA ET AL.	
	Examiner OMAR ABDUL-ALI	Art Unit 2178	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 26 March 2008.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-3, 5-12 and 14-21 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-3, 5-12, and 14-21 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

The following action is in response to the response filed March 26, 2008. Amended Claims 1-3, 5-12, and 14-21 are pending and have been considered below.

Claim Rejections - 35 USC § 103

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1-3, 5-12, and 14-19 remain rejected under 35 U.S.C. 103(a) as being unpatentable over Maeda et al. (US 6,785,487) in view of Bodnar (US 6,544,295).

Claim 1: Maeda discloses an image forming device with function selecting keys and at least one shortcut comprising:

a. display section displaying initial screen for performing function selection (column 4, lines 56-65);

b. setting screen to receive an input of setting an image forming condition, the setting screen being displayed by performing the function selection a plurality of times from the initial screen (column 5, lines 21-36);

Maeda does not explicitly disclose the setting screen includes an OK button for enabling the setting of the image forming condition inputted on the setting screen.

Bodnar discloses a similar apparatus and method for an image forming condition

displaying method that further discloses an OK button for creating a shortcut represented by an icon on an initial screen (column 11, lines 25-45). Therefore, it would have been obvious to one having ordinary skill in the art at the time the invention was made to include an OK button for enabling the setting of the image forming condition inputted in Maeda, because including an OK button was recognized as part of the ordinary capabilities of one skilled in the art.

c. when there is an input to operate the OK button the inputted setting of the image forming condition is enabled and a shortcut button is displayed on the initial screen wherein all of the shortcut buttons for redisplaying setting screens on which image forming conditions were set are displayed in a list on the initial screen (column 6, starting at line 43/Figure 2). Maeda modified by Bodnar discloses assigning functions to shortcut buttons, and displaying them in a vertical list of buttons on the initial screen.

Claim 2: Maeda and Bodnar disclose an image forming device with function selecting keys and at least one shortcut as in Claim 1 above, and Maeda further discloses:

a. image formation is performed by using image data, and the image forming condition is an image processing condition corresponding to the image data (column 9, lines 3-20).

Claim 3: Maeda and Bodnar disclose an image forming device with function selecting keys and at least one shortcut as in Claim 1 above, and Maeda further discloses:

a. the image forming condition is a post-processing condition (column 5, lines 25-36).

Claim 5: Maeda and Bodnar disclose an image forming device with function selecting keys and at least one shortcut as in Claim 1 above, but does not explicitly disclose the short cut buttons are collectively displayed in a list according to a frequency of use. However, both Maeda and the applicant disclose a method intended for reducing the frequency of selecting functions by using short cut buttons, and it would have been obvious to one having ordinary skill in the art at the time the invention was made that one could create shortcuts by frequent selection of functions. One would have been motivated to create a shortcut according to frequency of use in order to automatically designate shortcuts that the user may need to access in a quick manner.

Claim 6: Maeda and Bodnar disclose an image forming device with function selecting keys and at least one shortcut as in Claim 1 above, but neither reference explicitly discloses the short cut buttons are displayed in a condition that the short cut buttons are capable of being scrolled or turned over. However, Maeda discloses a touch screen (column 4, lines 45-55), which is a variation of scrolling through multiple shortcuts, and it would have been obvious to one having ordinary skill in the art at the time the invention was made to enable the user to scroll over multiple shortcuts. One would have been motivated to enable the short cut buttons to be scrolled or turned over in order to allow the user to select multiple short cut buttons.

Claim 7: Maeda and Bodnar disclose an image forming device with function selecting keys and at least one shortcut as in Claim 1 above, and Maeda further discloses:

a. information relating to a set content of the short cut button is displayed on the initial screen (column 6, lines 31-38/Figure 8).

Claim 8: Maeda and Bodnar disclose an image forming device with function selecting keys and at least one shortcut as in Claim 7 above, and Maeda further discloses:

a. the set content of the short cut button is the selected function (column 6, lines 31-62).

Claim 9: Maeda and Bodnar disclose an image forming device with function selecting keys and at least one shortcut as in Claim 7 above, and Maeda further discloses:

a. the set content of the short cut button is the image forming condition of which the setting input is performed (column 6, lines 31-62).

Claim 10: Maeda and Bodnar disclose an image forming device with function selecting keys and at least one shortcut as in Claim 1 above, and Maeda further discloses:

a. a memory for storing screen information of a screen at a time of performing the setting input of the image forming condition (column 9, lines 29-42).

Claim 11: Maeda and Bodnar disclose an image forming device with function selecting keys and at least one shortcut as in Claim 1 above, but neither reference explicitly discloses a read button for reading out the screen information stored in the memory is displayed on the initial screen. However, the conditions set on the screen are displayed to the user on the initial screen (Figure 1), and it would have been obvious to one having ordinary skill in the art at the time the invention was made that read button could be included in the initial screen. One would have been motivated to include a read button on the initial screen in order to enable the user to easily distinguish between settings that are not set for the current operation.

Claim 12: Maeda discloses an image forming device with function selecting keys and at least one shortcut comprising:

- a. displaying an initial screen for performing function selection (column 4, lines 56-65);
- b. displaying a setting screen for performing a setting input of an image forming condition by performing the function selection a plurality of times from the initial screen (column 5, lines 25-36);
- c. Maeda does not explicitly disclose receiving an input to operate an OK button so as to display a short cut button on the initial screen and enable the setting of the image forming condition inputted on the setting screen. Bodnar discloses a similar apparatus and method for an image forming condition displaying method that further discloses an OK button for creating a shortcut represented by an icon on an initial

screen (column 11, lines 25-45). Therefore, it would have been obvious to one having ordinary skill in the art at the time the invention was made to include an OK button for enabling the setting of the image forming condition inputted in Maeda, because including an OK button was recognized as part of the ordinary capabilities of one skilled in the art.

d. enabling the inputted setting of the image forming condition and collectively displaying shortcut buttons for redisplaying the setting screens on which the image forming conditions were set in a list on the initial screen when the input to operate the OK button is received. Maeda discloses assigning functions to shortcut buttons, and displaying them in a vertical list of buttons on the initial screen.

Claim 14: Maeda and Bodnar disclose an image forming device with function selecting keys and at least one shortcut as in Claim 1 above, but neither reference explicitly discloses an area where the short cut button is displayed, is displayed in a condition that the area is capable of being scrolled or turned over. However, Maeda discloses a touch screen (column 4, 45-55), which is a variation of scrolling through multiple shortcuts, and it would have been obvious to one having ordinary skill in the art at the time the invention was made to enable the user to scroll over multiple shortcuts. One would have been motivated to enable the short cut buttons to be scrolled or turned over in order to allow the user to select multiple short cut buttons.

Art Unit: 2178

Claim 15: Maeda and Bodnar disclose an image forming device with function selecting keys and at least one shortcut as in Claim 12 above, and Maeda further discloses:

a. information relating to a set content of the short cut button is displayed on the initial screen (column 6, lines 31-38).

Claim 16: Maeda and Bodnar disclose an image forming device with function selecting keys and at least one shortcut as in Claim 15 above, and Maeda further discloses:

a. the set content of the short cut button is the selected function (column 6, lines 31-62).

Claim 17: Maeda and Bodnar disclose an image forming device with function selecting keys and at least one shortcut as in Claim 15 above, and Maeda further discloses:

a. the set content of the short cut button is the image forming condition of which the setting input is performed (column 6, lines 31-62).

Claim 18: Maeda and Bodnar disclose an image forming device with function selecting keys and at least one shortcut as in Claim 12 above, and Maeda further discloses:

a. screen information of the setting screen at a time that the setting input of the image forming condition is performed, is stored in a memory (column 9, lines 29-42).

Claim 19: Maeda and Bodnar disclose an image forming device with function selecting keys and at least one shortcut as in Claim 18 above, and Maeda further discloses:

a. on the initial screen, display is performed according to the screen information stored in the memory (column 9, lines 29-42).

3. Claims 20 and 21 remain rejected under 35 U.S.C. 103(a) as being unpatentable over Maeda et al. (US 6,785,487) in view of Bodnar (US 6,544,295) and further in view of Funaki (US 6,707,471).

Claims 20 and 21: Maeda and Bodnar disclose an image forming device with function selecting keys and at least one shortcut as in Claims 1 and 12 above, however neither reference explicitly discloses the setting screen includes a cancel button for cancelling the setting of the image forming condition on the setting screen. Funaki discloses a similar apparatus and method for an image forming condition displaying method that further discloses a cancel button for specifying the cancellation of processing of entered data (column 7, lines 51-60). Therefore, it would have been obvious to one having ordinary skill in the art at the time the invention was made to include a cancel button in the setting screen for canceling the setting of the image forming condition inputted on the setting screen resulting in a shortcut button not being displayed on the initial screen when there is an input to operate the cancel button in Maeda. Using the known technique of including a cancel button to cancel the setting of a condition and creation of a shortcut button in the interface of Maeda would have been obvious to one of ordinary skill.

Response to Arguments

4. Applicant's arguments filed March 26, 2008 have been fully considered but they are not persuasive.

Claims 1 and 12: Applicant argues Maeda and Bodnar fail to teach or suggest that “when there is an input to operate the OK button, the inputted setting of the image forming condition is enabled and a shortcut button is displayed on the initial screen and when the input to operate the ok button is received, enabling the inputted setting of the image forming condition and displaying a shortcut button on the initial screen. It is respectfully submitted that Maeda modified by Bodnar discloses the limitations of Claims 1 and 12. Maeda discloses setting an image forming condition through a setting screen, which creates a shortcut on an initial screen (column 6, starting at line 43/Figure 2). As stated previously, Maeda does not explicitly disclose the setting screen includes an OK button for enabling the setting of the image forming condition inputted on the setting screen. Bodnar is incorporated to teach the functionality of an OK button which confirms a setting of an image forming condition (shortcut creation). After clicking OK, the shortcut button is created on the initial screen. Maeda provides “a setting screen to receive an input of setting an image forming condition” (column 5, lines 21-36). In response to applicant’s argument that Maeda and Bodnar fail to teach or suggest that “all of the short cut buttons for redisplaying setting screens on which image forming conditions were set are displayed in a list on the initial screen”, the Examiner respectfully disagrees. Maeda discloses creating short cut buttons, for redisplaying setting screens, and all of the buttons that the user creates are displayed on the initial

screen. For example, if the user has created 3 shortcuts, 3 shortcuts will be “all of the short cut buttons” that are displayed. In response to applicant's arguments against the references individually, one cannot show nonobviousness by attacking references individually where the rejections are based on combinations of references. See *In re Keller*, 642 F.2d 413, 208 USPQ 871 (CCPA 1981); *In re Merck & Co.*, 800 F.2d 1091, 231 USPQ 375 (Fed. Cir. 1986).

Conclusion

5. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to OMAR ABDUL-ALI whose telephone number is (571)270-1694. The examiner can normally be reached on Mon-Fri(Alternate Fridays Off) 8:30 - 6:00 EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Stephen Hong can be reached on 571-272-4124. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

OAA
6/03/2008

/Stephen S. Hong/
Supervisory Patent Examiner, Art
Unit 2178